

February 7, 2017

Pre-Bid Conference-Wastewater Improvements

Commissioner Buxbaum, Kartevold, and Zander were present along with Doug Keever, Public Works Director, Todd Kuxhaus and Steve Lipetzky of Great West Engineering and respective contractors. Commissioner Buxbaum turned the meeting over to Steve Lipetzky to review the project with bidders.

1. Sign-in sheet
2. Introduction of all parties
 - a. Dennis Zander – Dawson County Commissioner
 - b. Doug Buxbaum – Dawson County Commissioner
 - c. Gary Kartevold – Dawson County Commissioner
 - d. Doug Keever – Dawson County Public Works
 - e. Jack Rice – City of Glendive Public Works
 - f. Pete Leath – City of Glendive Public Works
 - g. Todd Kuxhaus – Great West Engineering
 - h. Steve Lipetzky – Great West Engineering
3. General discussion of the project
 - a. Bid Schedules
 - i. Base Bid
 - ii. Additive Alternate
 1. Lift Station #1 and force main from Lift Station #1 to Lift Station #2
 - b. Lift Station #1
 - c. Lift Station #2
 - d. Force Main
 - e. Siphon Extension
 - f. Horizontal Directional Drill
4. General Project Information:
 - a. The Project Manual references the Montana Public Works Standard Specifications, Sixth Edition, March 2010 (MPWSS).
 - b. Safety on the project site will be the Contractor's responsibility. No statements or actions by the Owner or the Owner's representatives will be interpreted in any way as an assumption of responsibility by Owner or Owner's representative for the project safety.
 - c. "Or-Equal" or Substitute Items: Requests for or-equal or substitutes will only be reviewed once the agreement is effective and they are submitted by the successful Contractor. Prior to this time, if the Contractor bases his bid on "or-equal" or substitute items, he does so entirely at his own risk.
5. Bid Date
 - a. February 16, 2017, at 1pm at Dawson County Building in Community Room in basement – responsive bids will be read aloud
6. Addendum
 - a. Addendum #1 distributed on February 2, 2017
 - b. A second addendum is anticipated following the Pre-Bid Conference
 - i. Will include these minutes and sign-in sheet
 - ii. A new bid form will be included to replace the current bid form
 - c. Acknowledge all Addendum on Bid Form
7. Bonding Requirements
 - a. Bid Security in amount of 10% of total maximum bid.
 - b. See Article 8 - Instructions to Bidders
8. Bid Proposal
 - a. A new bid form will be issued with Addendum #2 addressing changes in bid items/quantities from Addendum #1 as well as update necessary attachments to bid to include:
 - b. Bid Form sheets, including acknowledgement of Addendum(s) and signature pages
 - c. Include State Contractor's License
 - d. Bid Security
 - e. List of Proposed Subcontractors
 - f. List of Proposed Suppliers
 - g. Evidence of authority to do business in Montana
 - h. Debarment Certification Statement

9. Contract Time

- a. 140 calendar days to Substantial Completion
- b. 20 calendar days to Final Completion

10. Unscheduled Employment of the Engineer

- a. See Special Provision SP-27. Damages for additional Engineering cost due to Contractor working over specified work hours or for other items listed in the Special Provision will be enforced.

11. Warranty

- a. There is a two-year warranty requirement. – correction there is a one-year warranty on work. See technical specs for equipment warranties
- b. Bonds must extend two years after the substantial completion date.

12. Payment Procedures

- a. Payment will be processed one time monthly. The dates for submittal of pay applications will be specified at the pre-construction conference.
- b. Note the extended payment provision (45 days) in Section 00200-Instructions to Bidders.
- c. Payment for materials in storage will be processed in accordance with the contract documents. Lien releases are required for all material payments with submittal of Pay Estimate #2.
- d. Refer to Section 00800, SC – 15.01

13. Funding Agencies

- a. Dawson County
- b. State Revolving Fund (SRF)
- c. Treasure State Endowment Program (TSEP)
- d. Department of Resource and Conservation (DNRC)

14. Wage Requirements (Section 00200 Instructions to Bidders, Article 23, SP-34)

- a. Higher of either Montana Prevailing Wage Rates or Federal Davis Bacon Prevailing Wage Rates for each classification
- b. If rates have been updated, newest rates will be included in the Addendum
- c. Certified payrolls for the Contractor and all Sub-Contractors will be required weekly and will be checked against the applicable wage rates.
- d. Wage Interviews – 2 interviews per month per contractor/subcontractor
- e. As a reminder, ARM 24.17.147 requires Contractors and Subcontractors to insure that at least 50% of all workers are Montana residents on public works contracts.

15. Disadvantaged Business Enterprises (DBE) Requirements (Section 00200 Instructions to Bidders, Article 26)

- a. Comply with requirements in Section 00900 Funding Agency Special Provisions
- b. Good faith effort requirements
- c. Successful bidder shall submit Form 6100-4 within 7 calendar days of the bid opening

16. Buy American Requirements (Section 00200 Instructions to Bidders, Article 30)

- a. Iron and steel products used in the project must be produced in the United States
- b. Documentation requirements – manufacturer's certification statement Section 00900
- c. Precast concrete manholes and pipe must also meet AIS due to reinforcing steel used
- d. Prior to project closeout the prime contractor shall sign and provide an AID Certification Statement Exhibit E in Section 00900

17. Utilities – Some local utility contacts have been included in SP15

- a. One Call 1-800-424-5555
- b. City of Glendive water distribution – West Glendive & City
- c. City of Glendive sewer collection
- d. Dawson County sewer collection
- e. Telephone
- f. Cable TV
- g. Electrical
- h. Gas
- i. WBI Energy Transmission crossing Siphon Extension – specific requirements for all work around this crossing are shown in the plans Sheet 11

i. Additional sewer services in Meade Ave. at Allard St.

18. Subsurface and Physical Conditions

a. Geotechnical Report – Appendix A

i. Dewatering Expected

ii. Horizontal directional drill soils for Yellowstone River and Levee

b. Contractor is encouraged to verify soil conditions prior to bidding. Coordinate with the Owner and verify locations of underground utilities prior to performing any excavating.

19. Water for Construction

a. All water usage must be metered and recorded

i. Hydrants – specific procedures outline in SP-08

ii. Jack Rice indicated that the City has a bulk hauling station that they would prefer all water for construction be obtained from.

20. Staging Area (SP-14)

a. County Public Works Department off Sidney Highway north of I-94

b. Additional/different staging area by Contractor

21. Easement & Work Area Limitations

a. Most work will be within the public right of way and construction easements.

b. Minimize disturbance in work areas.

22. Field Office

a. See SP-31 for field office specifications

23. Testing Responsibilities (SP-18)

a. Engineer

i. Quality Assurance checks on density

b. Contractor

i. Responsible for all other testing requirements

24. Construction Staking (SP-19)

a. Engineer

i. Vertical/Horizontal Control included in plans

ii. Piping – control at alignment changes, structures, fittings, minimum every 200 feet

iii. Structures and manholes

25. Sequencing (SP-20)

a. North Meade Ave prior to July 1, 2017

i. City of Glendive water project in Meade Ave

b. No work within floodplain, including levee bores, between February 1 and July 1.

26. Lift Station Connection Plan

a. Lift Station 2

b. Main Lift Station

i. Live tap on 16-inch ACP pipe

ii. Contingency plan

1. Forcemain 2 to Dawson County lagoons

27. Permits (SP-23)

a. Montana Department of Fish, Wildlife, and Parks – Montana Stream Protection Act (SPA 124 Permit)

b. Montana Department of Environmental Quality – Short-Term Water Quality Standard for Turbidity (318 Authorization)

c. US Army Corps of Engineers – Levee Crossing (408 Permit)

i. Requirements will be included in Section 02449 & Addendum. Contractor shall meet all requirement of the permit.

ii. Drilling mud pressures

1. Monitoring and record keeping

iii. Repair damages in accordance with USACE requirements

d. Contractor responsible for any additional required permits. Anticipated permits include but are not limited to:

- i. Storm Water Discharge (SWPPP)
- ii. Dewatering
- iii. Erosion Control
- iv. Electrical

28. Temporary Project Sign (SP-24)

- a. Will be required – include all funding agencies
- b. Must be approved by Engineer prior to being constructed
- c. Must be installed prior to starting work

29. Working Hours (SP-26)

- a. 8 hours/day or 40 hours/week

30. Pipe Materials (SP-37)

- a. Yellowstone HDD Crossing
 - i. Minimum inside diameter of pipe
 - ii. Indicated in general notes within Plans
- b. PVC pipe color

31. Unbalanced Bids -Bids must generally reflect the cost of the work. Unbalanced bids (those which include individual items that are clearly unbalanced relative to the recent record of publically funded work) may be considered unresponsive and grounds for rejecting the bid at the Owner's discretion.

32. Contractor Questions and Clarifications

- a. Steve Lipetzky is main contact – slipetzky@greatwesteng.com - 406-422-1295
- i. Phone number will be updated in addendum

33. Other/Questions/Clarifications

- a. If multiple crews are used and an accelerated schedule is realized, will UEE be charged for hours over 40/wk? – this would be considered, but the inspection budget is set, and if the extended hours result in an increase in that inspection budget UEE will still be used.

34. Site Visit Notes

- a. Access shall be maintained to ball fields on North Meade Ave. near the Main Lift Station as included in the specifications.
- b. A question came up about directional drill installation of force main on Meade Ave. – this is acceptable; however, removal of asphalt surfacing and surface restoration over the pipeline would still be required per SP-39.

February 7, 2017- Regular Commission Session

Commissioner Buxbaum opened the meeting at 2:00 p.m., with Douglas Buxbaum and Dennis Zander present. Also present were Francis Peterson, Christine Whitlatch, Warren Pierce, Doug Keever, Jason Stewart, Ranger Review Reporter, and Shirley Kreiman, Clerk & Recorder.

Prior Meeting Minutes:

A motion was made to accept and approve minutes for January 17, 18, February 2, 2017. The motion was seconded. All voted in favor. Motion carried.

Items added to posted Agenda:

A motion was made to add the following items to the agenda: Correspondence, Dept of Administration of that Annual Financial Report is due by March 1, letter from Mike Carlson regarding Highland Park Street priorities. The motion was seconded. All voted in favor. Motion carried.

Previously Approved Administrative Items:

Gregg Park Ice Rink-A memorandum of understanding between Dawson County and the Glendive Ice Foundation was signed on January 18th, 2017. The agreement is for the period of the winter season in 2017. The Foundation will purchase the equipment, including the liner, to erect the ice rink. The Foundation will be responsible for filling and draining the rink once weather

permits. The ice rink will be located in Gregg Park. The rink will be drained and removed within two weeks of the spring thaw.

4) Conaway
Construction
Contract

Conaway Construction Contract-A contract was signed with Conaway Construction for removal of rolling door to the old jail building for \$1,500.00.

New Administrative Items:

5) Board
Appointments
Alcohol & Drug
Bell St Bridge
Cemetery
Co Council on
Aging
Dawson Co
Housing
Auth
Fair Board
Health Board
Highland Park
Irrigation
Library Board
Planning
Board

Board appointments- The following board appointments have been made:
Alcohol & Drug Board-James Holderman
Bell Street Bridge Committee-Denny Malone & Steve Gobin
Cemetery Board-Marcia Mitchell
County Council on Aging-Kari Robinson, Gloria Garceau-Glaser, Agnes Kinney, Lew Melby
Dawson County Housing Authority-Lisa Roeslein
Fair Board-Nathan Stortz, Kelsey Crawford, Olivia Rieger, Brady Smelser
Health Board-Jill Domek
Highland Park Irrigation Board-Brandi Austby
Library Board-Tammy Helmuth
Planning Board-Doug Byron, Greg Burbach, Jim Kutzler

The following board appointments remain:

Airport Board-1 position
Bell Street Bridge Committee-4 positions
Highland Park Irrigation-1 position
Richey Cemetery Board-2 positions
Weed/Mosquito Board-2 positions
Zoning & Planning Commission-1 position
Zoning Board of Adjustments-2 positions
Health Board – 3 positions
Tax Appeal Board – 1 position

Travel Requests-A motion was made to approve a travel requests:

- Steve Engebretson to Helena for Spring Conference Feb 13-16
- Vickie Boje to Helena for MCTA Mid-Winter Meeting Feb 13-16

The motion was seconded. All voted in favor. Motion carried.

Old Business:

Forest Park/Highland Park Residents Street Maintenance Advisory Council-A draft of the by-laws has been drawn up and waiting to be reviewed.

Capital Outlay Request-Weed Depart-This item will continued to be tabled until March.

New Business:

6) Chamber
of
Commerce
request for
increased
dues

Chamber of Commerce-Christine Whitlatch was present requesting to upgrade their membership dues from the government rate of \$175 to \$700 annually. They would provide independent links to their web pages and listings as well as cross promote via facebook and social media. The commissioners said they would take it under consideration.

7) WG Fire
request for
more
funding for
pickup

West Glendive Fire-Warren Pierce was present asking the commissioners to consider increasing the amount they had approved to fund a pickup to the West Glendive Fire Department for Rural Fire Control from \$25,000 to \$40,000 in order to purchase a new rather than used pickup. DNRC has agreed to outfit any new pickups with a \$13,000 bed and pump that would be used to fight fires on DNRC property. The West Glendive Fire Department is committed to purchasing 2 vehicles and would like the county to consider purchasing 1 of the vehicles and WG Fire Department the other. The commissioners said they would like to review the rural fire fund budget and balances and discuss the amount they feel is adequate to maintain as a reserve.

8) Shady
Havens-
Francis
Peterson
water &
sewer
easements

Shady Havens, LLC-Francis Peterson-Francis Peterson was present to discuss the water and sewer easements on the property Shady Havens purchased that was previously the Spring Grove Trailer Court. He has tried to subdivide the property, but DEQ has denied approval to do so. The

actual sewer line runs 100 ft outside of the existing easements. This negates the use of the wells on the property line. There are 2 options. 1) The county move the sewer line to the approved easement location, which the estimated cost is \$150,000-\$225,000. 2) The county pay for the relocation of the 2 wells, which the estimated cost is \$25,000-\$30,000 and he would grant the county easements to get back to the lift stations. The commissioners stated that they have had discussions with the legal department as to what the legal options are. They would like to have an answer to Mr. Peterson by the 21st, but that may depend on the attorney's schedule. There is one well that is 90' away, if the sewer line were moved he would be granted approval for subdivision. He has to prove that construction of the sewer line is up to code, the material make up is approved in order to get DEQ approval. The county has no access to the lift stations through the easement. If the pit well were been abandoned, in talking with the engineers, he feels if the wells were shared, then no DEQ approval would be required. He later came back with a suggestion. Where Rainbow Estates and Spring Grove Trailer Park have a level of drop it can't be run as it is too steep and would freeze. If there were a 3rd manhole that they haven't located the line could possibly be moved that would alleviate 1 well for use. He would like to know the angle between the 2 existing manholes to determine where the line runs. Doug Keever said he could drop into the manholes and take a sight check to try to determine where the line comes in and comes out of the 2 manholes. Normally code dictates that there is a straight line between manholes. Mr. Peterson asked to borrow the county engineer for an opinion. The county does not employ an engineer, but Keever thought Great West Engineers may answer a question regarding the matter.

Gravel Agreement-Dale Heide-This is an addendum to the original agreement dated 10-25-2016. The permitted land is increasing from 1.7 acres to approximately 6.5 acres. A motion was made to approve the gravel agreement. The motion was seconded. All voted in favor. Motion carried.

9) Gravel Agreement Dale Heide

Resolution #2017-3 Resolution to establish a Genealogy Endowment Fund-Dawson County is receiving a donation from the Glendive Tree Branches organization, which is dissolving, and wishes to donate their remaining funds to the Dawson County Library designated to be used only for genealogy purposes. This fund will allow for the funds to be kept separate for a better accounting of those funds. A motion was made to approve the resolution. The motion was seconded. All voted in favor. Motion carried.

10)Res#2017-3 Establish Genealogy Endowment Fund

Treasurer Notification Genealogy Endowment Fund- A motion was made to notify the Treasurer that the Genealogy Endowment Fund should be included in funds to transfer interest to monthly. The motion was seconded. All voted in favor. Motion carried.

11) TREASURER NOTICE GENEALOGY ENDOWMENT FUND

Correspondence/Information:

- Treasurer's Cash Report December 2016
- DNRC seeking comments concerning possible sale of tract of land in Dawson County Township 14N, 54E, Section 36
- Letter from McCone County Terminating Inter-local Agreement for Planning Services
- Notice from Justice of the Peace who will be out of town and Stacey Nerison covering
- Hartford Insurance Proof of Loss statement to close out Microburst Storm claim from 2015
- Public Hearing in next session for Office Hours change on Christmas Eve and Friday after Thanksgiving-proposed resolution on website
- Public Hearing in next session on proposed fee changes/increases for Planning Department
- Notice from Department of Administration that the County Annual Financial Report is due by March 1, 2017
- Letter from Mike Carlson giving a list of recommendations to the commissioners for Street maintenance in Highland Park. 1-reconstruction and repaving of Avenue B as it has been in disrepair for a long time. As well as the drain ditch which needs to be cleaned and deepened. 2-resurface 1st and 2nd street as they are starting to deteriorate. 3-Pave Avenue A from 1st street west 4 blocks to Highland Park road. It is used a lot, and gets full of potholes.

Public Comment: None

The meeting adjourned at 3:15 p.m.

DATED this 7th of February, 2017.

Douglas A. Buxbaum, Chairman

Dennis Zander, Member

ATTEST: _____
Shirley A. Kreiman, Clerk & Recorder

February 16, 2017
Bid Opening West Glendive Wastewater Project

Commissioner Buxbaum opened the meeting at 1:00 p.m., with Douglas Buxbaum, Gary Kartevold and Dennis Zander present. Also present were Steve Lipetsky with Great West Engineering, Representatives from the city of Glendive, various bidders, and Shirley Kreiman, Clerk & Recorder.

Bid Opening:

Steve Lipetsky with Great West Engineering opened the submitted bids for the wastewater project.

Bid #1 from Wagner Construction, Minot ND (Headquarters Int'l Falls MN)

Base Bid-\$2,104,285
Added Alternative \$577,500.00
Total of both \$2,681,785.00

Bid #2 from BEK Consulting LLC, Dickinson ND

Base Bid-\$2,067,923.00
Added Alternative \$616,870.00
Total of both \$2,684,793.00

Bid #3 from Cop Construction, Billings, MT * Low Bidder

Base Bid-\$1,962,180.00
Added Alternative \$563,250.00
Total of both \$2,525,430.00

Bid #4 from Western Municipal Construction, Billings MT

Base Bid-\$1,990,620.00
Added Alternative \$585,435.00
Total of both \$2,575,055.00

The commissioners and engineers will review bids before awarding this bid.

Meeting adjourned 1:15 p.m.

DATED this 16th of February, 2017.

Douglas A. Buxbaum, Chairman

Gary Kartevold, Chairman

Dennis Zander, Member

ATTEST: _____
Shirley A. Kreiman, Clerk & Recorder

February 21, 2017

Commissioner Buxbaum opened the meeting at 5:30 p.m., with Douglas Buxbaum, Gary Kartevold and Dennis Zander present. Also present were Frank Crisafulli, Francis Peterson, Forrest Sanderson, Denise Alberts, Cindy Gregory, LeAnne Cantrell, Lisa Yakel, Warren Pierce, Randy Frank, Dennise Shaffner, Brandi Reinhart, Bruce Raymond, Leonard Deines, Michael Bacon, Stacy Aguirre, Sue Atwell, Vickie Boje, Bill LaBree, Richie Crisafulli, Kevin Pena, Mike Mills, Mark Roos, Doug Keever, Jason Stewart, Ranger Review Reporter, and Shirley Kreiman, Clerk & Recorder.

13) Public
Hearing Office
Hours
Christmas Eve
and Friday
after
Thanksgiving

Public Hearing-Office Hours for December 24th and Friday after Thanksgiving-

Commissioner Buxbaum stated that they were proposing a resolution that would rescind a resolution from 1998 that set the hours for Dawson County offices when Christmas Eve falls on a weekday to be closed from noon to 5:00 p.m. The proposed resolution would mandate Dawson County offices of the Sheriff, County Clerk and Recorder, Clerk of District Court, Treasurer, County Attorney, Justice of the Peace be open from 8:00 a.m to 5:00 p.m. on Christmas Eve and the day after Thanksgiving. Other offices may be closed upon approval of the Commissioners. The floor was opened for comments:

The following County employees spoke in favor of keeping the existing resolution, Bruce Raymond, Leonard Deines, Michael Bacon, Denise Alberts, LeAnne Cantrell, Sue Atwell, Lisa Yakel, Vickie Boje, Cindy Gregory, Kevin Pena. Comments included that the community does not use the courthouse during these hours, it is a very slow time. This was previously done as a thank you to the employees, giving them time to spend with family. Richland and McCone Counties are closed. A notice is placed in the paper and on the doors.

Commissioner Buxbaum read an opinion from the Montana Association of Counties stating that these offices are to be open as it is not a legal holiday. He stated this is the legal counsel that they have been given. Commissioner Zander stated that by doing this resolution we are able to close the offices that are not required to be open Commissioner Buxbaum stated they were just following the law and the legal counsel has advised them these offices should remain open. They don't want to get sued. He stated he has been here on Christmas Eve and he is aware that no one comes into the courthouse, but they need to follow the law. They were given an example if someone wants to come in and file a restraining order and we weren't open a law suit could be filed. They were questioned why after 18 years they are changing past practice. Buxbaum replied it is a liability issue for the county, it is no reflection on the employees. The offices can run with a skeleton crew. LeAnne Cantrell stated that MCA states office hours are determined by the governing by resolution after a public hearing and felt the commissioners could determine the office hours. It doesn't state they have to be open from 8-5. The commissioners were asked if they had checked with legal counsel into closing and having the employees use vacation or comp time. The Clerk & Recorder stated this was verbally asked in a department head meeting, but understood they were advised they couldn't force anyone to use vacation time. The commissioners agreed they would consult with the County Attorney and ask for a written determination and asked the employees present if they would accept the County Attorney opinion? LeAnne Cantrell stated yes. Bruce Raymond stated that if the determination was made to overturn the old resolution that they would want this resolution to be put in place. The commissioner stated they would report back in the next session.

14) public
hearing
increased fees
for planning
department

Public Hearing-Fee increases for the Planning Department

Commissioner Buxbaum stated they have proposed fee increases for the planning department to defray costs associated with development activity. The floor was opened for comments. There were no comments.

Prior Meeting Minutes:

A motion was made to accept and approve minutes for February 7th and 16th, 2017. The motion was seconded. All voted in favor. Motion carried.

Items added to posted Agenda:

A motion was made to add the following items to the agenda:

- New Adm Items: Travel requests, BLM Lease, District II board appointment
- New Business: River Road Irrigation Special District
- Correspondence: FWP comment period, Heide open-cut mining permit

The motion was seconded. All voted in favor. Motion carried.

Previously Approved Administrative Items:

Conaway Construction Contract-An amendment to the deadline for Conaway Construction Contract to remove rolling door in the old jail was approved on Feb. 9, 2017

15) Conaway
Construction
Contract
Amendment

New Administrative Items:

Travel Requests-A motion was made to approve the following travel requests:

- Steve Engebretson to travel to Helena March 11&12 for School Administrators of MT Executive Board Meeting.
- Trish Olson to travel to Billings for Rabies Training, April 5th, 2017

Board Appointment-A motion was made to reappoint Jim Holdermann to the District II Alcohol and Drug Program as a Governing Board Member. The motion was seconded. All voted in favor. Motion carried.

16) Board
appointment
District II
Drug &
Alcohol

BLM Lease-A motion was made to approve a BLM lease for the Fallon Communication Site, serial number M-025334 on T14N, R52E Section 32 NE1/4SW1/4. The lease will be extended until December 31, 2046. The motion was seconded. All voted in favor. Motion carried.

17) BLM
Lease Fallon
Tower Site

Old Business:

Forest Park and Highland Park Street Maintenance Advisory Councils-Commissioner Buxbaum stated there was no new information to communicate.

Capital Outlay Request-Weed Dept-The item will remain tabled. A West Glendive Fire Truck may be available. It is a 2003 with less than 100,000 miles with a box. It is diesel. WG would want to keep the bumper, but will put a different one on it.

Francis Peterson-County Attorney Opinion-Commissioner Buxbaum stated that he was in contact with the County Attorney earlier in the day, but they have not yet reviewed everything in order to give an opinion. Francis later stated he had an idea for Plan B. If the county would purchase an easement in lot 1 of Rainbow Estates to get access to the Sewer District, a half acre on the lower level of Rainbow Estates, they could access the interior of the property. The commissioners asked the cost and stated they would need that in order to present it to the legal counsel. Mr. Peterson wrote it on a piece of paper. He also noted that a lot adjoining one of his sold for \$60,000 and can be documented.

18) Francis
Peterson
Easement to
Sewer District

West Glendive Fire Request for funds for pickup Rural Fire Control-Warren Pierce stated that they had previously requested \$15,000 for the purchase of a pickup for Rural Fire Control. They have a program from DNRC that will allow them to receive the fire equipment to mount on a new vehicle, but they must let them know as soon as possible if they want to participate in the program, so they are requesting the additional funds to purchase a new vehicle. The commissioners had requested a copy of their budget and expenses which Warren and Randy Frank presented to the commissioners for their review. Mr. Pierce stated this vehicle would take them a long way into the future. There was some discussion amount the commissioners. Commissioner Zander stated that no matter where we go on the contract we will still require new equipment. They agreed they probably won't see a better deal coming up in the future. They discussed where the funding would come from and stated they would look at the options and possibly use oil royalty money. A motion was made to approve the request to fund the purchase of a pickup for rural fire control. The motion was seconded. All voted in favor. Motion carried.

19) WG Fire
Request for
Pickup for
Rural Fire
Control

Chamber of Commerce-A request had been received from the Chamber of Commerce for increased dues from \$175 to \$700 annually that would allow each department to have links on the Chamber website rather than 1 link to Dawson County. A motion was made to renew the single entity membership of \$175. The motion was seconded. All voted in favor. Motion carried.

20) Chamber
of Commerce
Dues

New Business:

Frank Crisafulli-Contested Sewer Assessment-Frank Crisafulli was present regarding \$6,900 of protested sewer assessment for one of his mobile parks. He stated the assessments were on mobile homes most of which have never been lived in. He isn't getting any revenue from them, they are owned by individuals. There are 3 left that are going to Havre and 1 to Missoula. He stated that there is a motel with 39 rooms and they are only charged for 9 rooms. He wants to know what is

21) Frank
Crisafulli-
Protested
Sewer
Assessment

being counted. Are they counting houses? Taxes are being paid on houses, but no sewer or water. He owns 2 of them. They are not paying rent. The commissioners asked if he had contacted any of the owners. He stated he has 7 homes that they are trying to give away. He was asked how many belonged to someone else? Four or Five. He took two of them for what they owed him. Commissioner Kartevold stated this is a problem between you and your tenants. If you are hooked up, you are assessed. He asked about how they count them when they do the assessment as he feels those abandoned homes should not have been assessed. If they would stop and ask him when they do the count, he could show them which ones. He didn't feel he should be assessed when he wasn't getting paid for the lot. He was informed he not being assessed on an empty lot. How when they count do they differentiate what is hooked up or not. Do we go by if the gas meter or electric meter is hooked up? The commissioners stated they want to review and make a policy on how the mobile lots are assessed going forward, but right now they are only deciding on the past protested lots. Crisafulli asked if there was any difference between the mobile homes and a house that isn't rented? Commissioners-Those are givens, the only difference is you don't own the trailers. Crisafulli-What is the difference for a motel on last year assessments. How about we split it half and half and you put something together that we can live with. My 90 days are about up. A motion was made to deny the protest and when they make a resolution on the way the assessments will be taken they will make it retroactive to this date. The motion was seconded. All voted in favor. Motion carried.

River Road Irrigation-Bill LaBree-Mr. LaBree stated he was present to bring forward information regarding an irrigation project that the River Road Subdivision residents are interested in, that would bring Buffalo Rapids water into a pipeline for the residents in the subdivision. They would like to have an RSID to pay for the project. They plan to present it formally to the commissioners. At this time they have been working with Ty Kuehn and Betty Lou Eggert from the Clerk and Records' office has been assisting him in defining the district and they hope to be ready to move forward shortly. When they do, they will come forward with a petition and part of the process will be to have some hearings and get more input from the residents. They have talked to Buffalo Rapids about how they will be assessed, will it be on lots or acres? No matter how many people hook up, they will be assessed on their taxes. There may be an issue with adding additional people for acres allotting water with water rights. Not an issue currently, but they will have, as it was a farm unit outside of what the original unit was. Water conservation acres are added, if not adding users. There will be a public hearing and everybody gets it, if they want it or not as future owners may want it. Buffalo Rapids does not have the money to bury the pipeline. They are obligated to deliver water needs to the pipeline. If we put it in, Buffalo Rapids will maintain it. The allotment will be between the landowners. Everyone will get one valve. There will be no waste. We should save 50% of the water now being used. We hope to get the petition together. We will have a meeting of the residents. They have already done a lot of work. Commissioner Zander noted that he would have to excuse himself from any votes that come up regarding the matter. Mr. LaBree is hoping the petition and RSID can get set up so that later this fall or next spring work could begin and included on November taxes.

Resolution #2017-____ Resolution to amend County Office Hours for December 24 and Friday after Thanksgiving-This item was tabled.

Resolution #2017-4 Resolution to Adopting Fees for Planning Department Programs-A motion was made to approve the resolution to adopt the new fee schedule for the planning department. The motion was seconded. All voted in favor.

Encroachment Permits-Mid Rivers-Encroachment permits were received from Mid-Rivers for:

- Road 515 Bore Crossing T21 R53E S14&15
- Road 508 Bore Crossing & parallel line T21 R53E Sections 12, 13, & 14
- Road 508 Bore Crossing T21 R53E S11&14
- Road 508 Bore Crossing T21 R53E S 10&15
- Road 620 Bore Crossing T22 R52 S 19&30
- Road 515 Bore Crossing T21 R53 S 10 & 11
- Road 511 Bore Crossing T21 R53 S 3&4
- Road 506 Bore Crossing T21 R 53 S 3&10
- Road 506 Bore Crossing T21R53 S 3&10
- Road 506 Bore Crossing T21 R53 S 11
- Road 633 Bore Crossing T22 R52 S 4&5

22) River Road
Irrigation
proposed
project

23) RES
#2017-4 Fees
for Planning
Department

24)
Encroachment
Permits Mid
Rivers

Correspondence/Information:

- A copy of a letter sent to Highland Park Residents from Brandi Austby requesting volunteers to serve on a Highland Park Street Maintenance Committee was received.
- A notice was sent from the Road Department to Landowners regarding the Heide opencut mining permit
- MT FWP notice of comment period Comment period regarding proposed 2017 Migratory Bird season, Nature Conservancy Biennial Rule use on Recreational Management Area Lands comments taken until March 15 at 5:00 p.m.

Meeting adjourned 7:00 p.m.

DATED this 21st of February, 2017.

Douglas A. Buxbaum, Chairman

Gary Kartevold, Chairman

Dennis Zander, Member

ATTEST: _____
Shirley A. Kreiman, Clerk & Recorder